

REMARKS

The following comments are responsive to the Non-Final Office Action of May 18, 2010 ("Action"). Reconsideration and allowance are respectfully requested based on the below remarks.

Allowable Subject Matter

Preliminarily, Applicants note with appreciation the indication that the application contains allowable subject matter. Specifically, claims 30, 38, and 46 have been objected to for being dependent upon a rejected base claim, but would be allowable if amended to incorporate all the features of their ultimate base claim and any intervening claims. Independent claims 25, 33, and 40 have been amended as suggested to place these claims in condition for allowance.

Claim Rejections Under 35 U.S.C. § 101

Claims 40 and 42-47 stand rejected under 35 U.S.C. § 101 because the claimed invention is directed to non-statutory subject matter. Applicants respectfully traverse. These claims have been amended to recite a memory instead of a computer readable medium and hence are statutory under 35 U.S.C. § 101. Withdrawal of the rejection is respectfully requested.

Claim Rejections Under 35 U.S.C. § 103

Claims 25-27, 29, 31-35, 37, 39-43, 45, and 47 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Maggenti (US 6,633,765) in view of Kanterakis (US 7,099,346).

Claims 28, 36, and 44 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Maggenti and Kanterakis in view of Taylor (US 2003/0043760).

Applicants respectfully traverse.

As discussed above, independent claims 25, 33, and 40 have been amended as suggested to place these claims in condition for allowance. Withdrawal of the rejection under 35 U.S.C. § 103(a) is respectfully requested.

CONCLUSION

Applicants respectfully submit that the pending claims are in condition for allowance. Favorable reconsideration of this application is respectfully requested. The Examiner is invited to contact the undersigned should it be deemed necessary to facilitate prosecution of the application.

Respectfully submitted,
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